

Service Date: April 9, 1980

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

IN THE MATTER of Petition of the )  
Washington Water Power Company )  
for Exemption from Participation in )  
PURPA Proceedings. )

UTILITY DIVISION

DOCKET NO. 80.4.3  
ORDER NO. 4634

FINDINGS OF FACT

1. On March 10, 1980, the Public Service Commission received the request from the Washington Water Power Company for exemption from participation in any proceedings before the Commission resulting from the Public Utility Regulatory Policies Act of 1978 (PURPA). The Company's request was based on its contention that the costs of its participation would far exceed any benefits which might be derived by its fifteen (15) Montana customers.

2. The Public Utility Regulatory Policies Act of 1978 (PURPA) requires all utilities to gather information and consider certain ratemaking standards the objectives of which are:

- (a) to encourage energy conservation
- (b) to encourage efficiency of resources
- (c) to encourage equitable rates to consumers.

3. The Montana Public Service Commission should promote these three objectives of PURPA whenever feasible.

4. To require the Washington Water Power Company to supply information necessary for consideration of PURPA Sections 111, 112 and 114,

ratemaking standards would impose costs that far outweigh any possible benefit. Thus the results would be contrary to the three objectives of PURPA.

CONCLUSION OF LAW

1. According to an interpretation of PURPA by the U.S. Department of Energy, this Commission has the authority to exempt Washington Water Power Company from Sections 111, 112 and 114 of PURPA.


ORDER

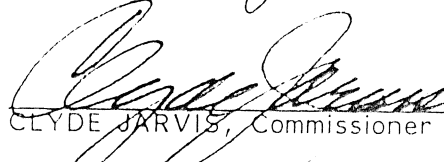
1. The Washington Water Power Company is hereby exempted from the requirements of Sections 111, 112 and 114 of the Public Utility Regulatory Policies Act of 1978, Public Law 95-617.


2. Washington Water Power Company shall forward to the Commission any orders issued by the state regulatory authorities of Washington and Idaho which reflect consideration of the standards listed in Sections 111, 112, and 114 of PURPA.

Dated this 7th day of April, 1980.


BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.

  
GORDON E. BOLLINGER, Chairman

  
CLYDE JARVIS, Commissioner

  
THOMAS J. SCHNEIDER, Commissioner

  
JAMES R. SHEA, Commissioner

  
GEORGE TURMAN, Commissioner

ATTEST:

Madeline L. Cottrill  
Secretary

(SEAL)

NOTE: You are entitled to judicial review of the final decision in this matter. If no Motion for Reconsideration is filed, judicial review may be obtained by filing a petition for review within thirty (30) days from the service of this order. If a Motion for Reconsideration is filed, a Commission order is final for purpose of appeal upon the entry of a ruling on that motion, or upon the passage of ten (10) days following the filing of that motion. cf. the Montana Administrative Procedure Act, esp. Sec. 2-4-702, MCA; and Commission Rules of Practice and Procedure, esp. 38-2.2(64)-P2750, ARM.